

COMMONWEALTH OF MASSACHUSETTS  
EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS  
**DEPARTMENT OF ENVIRONMENTAL PROTECTION**  
ONE WINTER STREET, BOSTON, MA 02108 617-292-5500

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In the Matter of	April 16, 2008
Kittanset Club	DEP Docket No. WET-2007-009
	File No. SE-41-1062
	Marion

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Final Decision

Commissioner Laurie Burt has recused herself as final decision maker in this appeal. The matter was assigned to me for final decision.

I adopt the Recommended Final Decision of the Presiding Officer as the Final Decision of the Department and I incorporate the Final Order of Conditions as part of this decision<sup>1</sup>.

The parties to this proceeding are notified of their right to file a motion for reconsideration of this Decision, pursuant to 310 CMR 1.01 (14)(d). The motion must be filed with the Docket Clerk and served on all parties within seven business days of the postmark date of this Decision. A person who has the right to seek judicial review may appeal this Decision to the Superior Court pursuant to M.G.L. c. 30A, §14(1). The complaint must be filed in the Court within thirty days of receipt of this Decision.

This final document copy is being provided to you electronically by the  
Department of Environmental Protection. A signed copy of this document  
is on file at the DEP office listed on the letterhead.

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Martin Suuberg  
Regional Director

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<sup>1</sup> I note that the Recommended Final Decision at pages 13, 14 and 15 cited as authority Recommended Final Decisions in the Matter of Lepore, Docket 2003-0092 and 2003-0093, Matter of Gallagher Group, Docket No. 2003-019, and Matter of Stephen Miers, Docket Nos. 2002-001, 2002-002. These decisions were each adopted by the Commissioner as Final Decisions of MassDEP on December 3<sup>rd</sup>, 2004, July 8<sup>th</sup>, 2005, and April 4<sup>th</sup>, 2006, respectively.

